

EXHIBIT B

Supplemental Release

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A#
Name:
Date 4/2/08

AO: Brenda Leanhart
ZSF 181

Interview Start: 8:40
Interview Finish:

Monitor Information

Monitor Number 1507269
Start Time: 09:15
End Time:
Language:

NOTE: This is not a verbatim summary of this proceeding.

To applicant:

Purpose: to collect information
First we will go through your application
Then I will ask specific questions about what happened to you

To interpreter:

If I do not speak clearly enough or loudly enough, please let me know

To applicant:

If you don't understand something, please let me know
If don't know, ok to say "I don't know"
Ask questions if don't understand
It's important that you understand me and to understand your interpreter
Do you understand me so far? yes
Do you understand your interpreter? yes

Role of Interpreter

Only here to translate, not legal representative
Will interpret everything we say word-for-word
Will not converse or explain things to you, my job.
Conversation between you and me, if questions, ask me.

Confidentiality

Confidential within US govt
Application not reported to home country

No decision today – you come back to pick up decision

Background Info

Do you have any documents that you would like to submit today? submitted

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ADMINISTRATIVE TASKS AND INFORMATION

Present at interview: Applicant / Interpreter

Do you have an attorney? no

G-28 in file? no

Monitor oath form complete? yes

Interpreter oath form complete? yes

Interpreter ID copied for file? yes

Applicant oath form complete? yes

Does applicant understand information on the oath form? yes

Does applicant have any questions about oath form? no

Oath administered? yes

Applicant's Oath → Do you solemnly swear that the testimony you give will be the truth, the whole truth, and nothing but the truth?

Interpreters Oath → Do you solemnly swear to interpret all questions and answers truthfully and accurately?

Monitor's Oath → See monitor sheet

I-589 INFORMATION

I-589 and declaration were completed by whom?

How do know this person? I met him in Sunnyvale temple

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What kind of temple? Hindu temple

Name of temple? Sunnyvale temple

Where is it located? Sunnyvale city

Where in Sunnyvale? I don't know; I went with my friend

How many times have you gone to temple? 5 or 6 times

After you signed, was I-589 and declaration reviewed with you in language that you understand? yes

After you signed your application were you given a copy of it? yes

Were you given a copy of your declaration? yes

Are you aware of contents of I-589 and declaration? Yes but I need one correction; I am not a memeber of any party

Can you tell where the correction is? (he gets out his copy of I-589 and shows page 5, page 6 changes)

Are the contents true and correct? yes

Have you applied for asylum or refugee status any other time in U.S., or in any other country? no

(he is starting to answer without waiting for translations)

Would you like to make any changes in I-589 at this time? no

Have you ever used any other names? no

Have you ever used any other date of birth? no

Ever made any false statements to someone who works for the U.S. Govt? no

Ever used or presented any false or fraudulent documents to someone who works for the U.S. Govt? no

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Do you speak Hindi fluently?
Yes

So you speak two languages fluently?
Hindi and Punjabi

Do you know English?
A little

Can you read and write English?
Yes some

Speaking English?
A little, like my name

Do you have any other family members in the United States? no

Who are you living with? With my friend

Name?

How do you know this person? This belongs to my city - my native city

What city is that? D

Where is that? P

Does your friend have asylum in the US? I don't know; he is he

How did you learn about asylum? At the Sunnyvale when I met
him all that happened in my country that I was beaten and he said that if that is the case I
can tell the govt here

College education? Yes

Finished in 2003? Yes

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ENTRY INFORMATION

DOE: 3-11-07 POE: Chicago Manner of entry: I came on basis of a factory

How many times have you entered the U.S.? one

Departure from U.S. after claimed entry? no

What passport did you use to enter the U.S.? copy in file

VISA INFORMATION

How many times have you applied for a US VISA? one

Did you complete the U.S. VISA(s) application yourself? No

Who helped you? There was an agent

What did the agent do for you? He prepared me for the interview

Did he review the Visa application with you? Yes

Do you know what the VISA application said? yes

Was the information on the U.S. VISA application correct and true? I don't know

You just said the agent reviewed the application with you?
Yes

Do you know the contents of that VISA application? I remember some

Was it true and correct? Yes

Everything on it was true? I don't know he told me to read it

Did you read it? Yes

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And was it true? He told me to read it and he said you have to say it like this

Did you personally appear for an interview in order to get a US Visa? yes

Did you speak with a US VISA official regarding your U.S. VISA application? yes

Was that at the U.S. consulate or embassy? yes

Did that official ask you questions? yes

Were your answers to this official the truth? Whatever I was told I told that

What are you trying to say? He has told me that when they ask this question tell these correct answers

**You already told me that your answers to the U.S official were true and correct
Yes**

**What did you say was the purpose of your visit to the US?
I said I was going for a fair**

**What kind of fair?
Regarding steel untinsils**

**Did you attend this fair?
Yes**

**Where was the fair?
In Chicago**

**Did you use fake documents in order to get your US Visa?
no**

**What kinds of documents did you have to show proving that you were going to a fair?
I was made a partner of that company
So you were really a partner of this company?
No**

**You presented fake documents to the VISA official?
I don't know whatever they told me I said this**

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Before you left India for the U.S. did you already know that you were not going to leave the US – that you were not going to return to India?

Yes

So you did not tell the truth to the VISA official?

Whatever they told me I told that

Did you tell the truth?

Whatever was written on the paper is what I told

Please answer the question

I said whatever they told me to say

Did you check the box on the application that said you were returning and not intending to stay in the U.S.?

Yes

Why have you not been telling me the truth

I had to save my life so what I was told I told that

What did they tell you to say?

Why are you going there

And what did you say?

That I am going to the fair

Did the visa official ask if you were intending to return to India?

Yes

What did you say?

I told her I would come back

So you did not tell the truth?

To save my life

Are you going to continue to not tell the truth today with me?

Its all truth

You have not been candid so far, how am I to trust what you say

Everything I have said is true

No, you were not candid about not being truthful with the visa official

What they told me to say is what I said

Are you doing the same thing today with me – did someone tell you what to say to me today?

No

Monitor: is there a problem with the translation?

Monitor says no, no problem

ONE YEAR FILING DEADLINE

One-year filing deadline met? Met

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ASYLUM CLAIM

Harm
Nexus
Gov't (unable or unwilling to protect)

Why did you leave your country?
Danger to my life
What danger?
From the police
Why are you afraid of the police?
They used to beat me too much
Why did the police beat you?
They accused me of giving shelter to the militants
What militants?
Muslim militants
Are you muslim?
No
Why would the police think you were muslim?
They did not tell me that I was muslim they said my friend was muslim
What was your friend's name?
Z
Was that the only friend the police asked about?
And there was one more -- Z friend and they asked me about him also
Were you ever arrested?
Yes
How many times?
3
When?
Jan 005
Did the police say why they arrested you?
They told me that I helped the militants and that I gave them shelter in my home
Did the police have a name for the militants?
They had one person's name
What name?
S
Do you know
No
Do you know who the police were referring to -- had you ever heard of S?
No
Did the police accuse of anything else?
They said I was linked to Lashkar-e Tayyiba

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Name:
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Are you aware of this organization?

No

Never heard of it?

I heard from the police

Didn't you say your family was from [REDACTED] J&K?

Yes

And you've never heard of this organization?

No

How did you remember the name of the organization? .

The police beat me and told me time and again and said that I was linked with this
It is hard to believe that you lived in India – so near to Punjab and Delhi and have not heard of
this organization

I worked and used to study but I have never heard of this organization

Have you heard of Akali dal Man?

Little bit

Where you harmed by the police?

Yes

Tell me about the worst incident

The second time; first they beat me with sticks; next day they asked me again about
giving shelter; they tied my legs and arms hit me with leather strap on back; made me sit
down and put hot water on my back; when they put water they made me sit; they made
me lie face-down and they rolled wooden roller on my legs and back; they did this only

How long held?

2 days

How get out?

Father got me released

How did he do that?

He told me he got help from a sarpanch and he gave money to the police

How did he know you were in jail?

When I did not open my shop he found out police had arrested me

Repeat

Somebody told him that your son had been arrested by police

Still not understanding how someone knew you arrested

I was picked up on the way

On the way where?

I was in G [REDACTED] my client saw me arrested

Tell me about the wooden roller

(hold hands apart and motions back and forth) a round wooden piece and they pressed it
on my legs and they pressed my nerves with the roller

They just rolled it on your legs?

My thighs and my back also

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How long did they do this?

About one hour

One solid hour?

In between they would talk and start again

How big was the roller?

(holds hands apart about 3 feet)

Diameter?

(holds about 6")

This big and this round (I gesture with my hands)?

Yes

I'm trying to understand how that could hurt so much?

They put pressure and they rolled

How did they put pressure?

They pushed on it with both hands and rolled it

They did that just one time?

Four or five times

Hour each time?

No; in one hour they did this four or five times

After they did this rolling what happened?

I was crying but nobody listened to me; this happened inside the room where I was taken for interrogation

How get out of the room?

They lifted and brought me outside

To the street?

A corridor and I was brought there and made to sit there

Was anyone sitting with you?

When I was brought outside my father was there

Did you walk out yourself or escorted out?

I was lifted

Why lifted you?

I was not able to walk

When were you able to walk?

First my father got me release and then we went home on a rickshaw; he took me to doctor; then I was treated by him and he gave me medication; I was in hospital for two days and slowly I started walking

Do you have medical documents to show your injuries?

Not at this time

Can you obtain them?

Yes

How would you obtain them?

I will tell my family members

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Who lives at [REDACTED]

My uncle

When move to Delhi to live with Uncle?

Sept. 2003 (uncle's decl says Sept. 2003)

When did you leave his home or stop living with him?

July

Your declaration says father belonged to [REDACTED] what mean by that?

He used to live there and his business was there

Is J&K an organization?

It is a separate state

What does that mean?

Like India has other states this is one state

What mean by separate state?

Its on one side

I don't understand

It is a border state

Were you a member of Lashkar-e Tayyiba (LT)?

No

Police accused you of this?

yes

Did you support Lashkar-e Tayyiba (LT)?

no

Do you support Lashkar-e Tayyiba now(LT)?

No

Do you know what they stand for or advocate?

Police told me they kill people

Do you believe now that your friend was a member?

I don't know

When did this friend visit you?

He came Jan [REDACTED]

You said the worst time you had with the police was the second time?

Yes

What was that date?

August [REDACTED] of 2003

So police arrested you in august b/c your friend visited in January?

They accused me that I give shelter to them and his friend and they told me about

Shakeel and they said you give them shelter

Then why did police arrest you the first time?

The same thing

What were you doing to make them arrest you a second time?

They said I give shelter to the militants

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Yes

The persons were different, but it was the same police station

Yes

After two days I started walking slowly then I went to Dehli

I was arrested in _____ police

The police brought me to the police station at.

10 kilometers

I had gone to collect money from a client

No I did not do anything

I was sitting in the shop of my client; and then they came in and arrested me

Yes

When they took me they told me there were explosions the day before and they suspected that the people that had visited me earlier had a hand in that

no

Who do you think would harm you if you returned now?

The police

They would accuse me again of giving shelter

Do you think it would be safe to live anywhere else in your country?

No

I relocated to Delhi and they found me there also

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But that arrest was not the same reason was it?

What mean

In Delhi why arrested?

b/c in Delhi they said I am a member of Lashkar-e Tayyiba and that I helped them

The police had accused you before of being a member of Lashkar-e Tayyiba?

No

That was the first time?

Yes

So this was a new charge – the police in Delhi?

Yes

So it was not the same charge as before?

No

When arrested in Delhi it was b/c you were at the wrong place at the wrong time wasn't it?

No – I was just going to temple

The police arrested several other young men at the same time?

Yes

Did the police mention your prior arrests?

They asked from which place I belonged to and I said I used to live in the Punjab and they told me I should show my ID and I did not have any and they took me along with them

Why not have ID?

I had from Punjab but none for Delhi

Is that why they arrested you?

Yes

B/c you did not have ID?

Yes

Why not have ID?

when I came to Delhi I got treatment and was at home for one full year; when you apply for ID they ask about your past and that is why I did not get b/c they would have inquired with the police and I was very scared of police

Were you ever fingerprinted or photographed by police?

Yes

When?

When I was released the second time

Were you charged with a crime?

No

Then why did the police take your fingerprints?

they said they would keep an eye on me

The Indian Punjab police rarely fingerprint anyone

They were linking me with the explosions maybe because of this

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This is worrisome – you sure you have not been charged with a crime?
They never charged me
Are they still looking for you?
Yes
Why?
b/c if there is an explosion they will arrest people they have information about
You are a suspect?
They just accuse me; I am not a militant; I have never done this; I started my
shop and was working on my shop
But you are Hindu – not Muslim –
We lived in [redacted] I had muslim friends
What is the purpose of the receipt " [redacted] s"?
It is the shop I had
How would the police find you if you moved somewhere else in India?
Where ever you live they first ask for ID and then they allow a person to live there
That hardly ever happens and is not enforced
It happens;
But you lived in Delhi
I lived with my maternal uncle in Delhi; you need to make a lease for rent and
that is why they want ID
The police want ID to lease or rent to you?
No the person renting the place asks and he gets it checked by police
But not everyone does this?
They do
What kind of work have you done?
[redacted] business
You were the boss – you ran the business?
Yes
Including the purchasing and paperwork?
Yes
What about the [redacted] / what do there?
Sales and production
Assembly line – producing the product?
I supervised

Mandatory Bars

These are questions that I ask everyone.

Have you ever harmed anyone for any reason? no

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Date :

Have you ever helped to harm anyone for any reason? no

Have you ever been arrested in the U.S.? no

Were you ever arrested prior to coming to the U.S.? 3 times by police

Did you ever commit any crimes prior to coming to the U.S.? no

Have you ever been a member of or in any way associated with a terrorist organization?
no

Do you or any member of your family pose a security risk to the U.S.? no

Have you ever served in the military or police? no

Have you ever carried or owned a firearm or weapon? no

Have you ever been offered citizenship, asylum or refugee status in any other country? no

Have you ever received documents such as a work permit, a passport or any other documents from any other country?

Closing Statements:

Would you like to add anything or is there anything else that you'd like to tell me which we have not talked about? no

Other than what you have told me already, is there any other reason you do not want to return to your country? no

Any questions? no

Sign I-589

Explain pick-up Process

No decision today – you come back to pick up decision (bring interpreter, photo ID)

- 1) approval
- 2) referral to immigration Court – present case again in front of IJ, have right to have atty present

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